



TOWN OF KITTERY

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WORKSHOP 6:15 p.m.

The Kittery Town Council and Town Manager will hold a joint workshop with the Kittery Land Trust to discuss a potential bond referendum for November.

July 27, 2015

Council Chambers

Kittery Town Council
Regular Meeting
7:00 p.m.

1. Call to Order
2. Introductory
3. Pledge of Allegiance
4. Roll Call
5. Agenda Amendment and Adoption
6. Town Manager's Report
7. Acceptance of Previous Minutes - 5/11 & 5/27 Regular Meetings
8. Interviews for the Board of Appeals and Planning
9. All items involving the town attorney, town engineers, town employees or other town consultants or requested officials -
10. PUBLIC HEARINGS
11. DISCUSSION
 - a. Discussion by members of the public (three minutes per person)
 - b. Response to public comment directed to a particular Councilor
 - c. Chairperson's response to public comments
12. UNFINISHED BUSINESS

(070215-1) The Kittery Town Council moves to discuss possible next steps regarding Wood Island Life Saving Station.

13. NEW BUSINESS
 - a. Donations/gifts received for Council disposition
 - b. (070215-1) The Kittery Town Council moves to approve the disbursement warrants.
14. COUNCILOR ISSUES OR COMMENT
15. COMMITTEE AND OTHER REPORTS
 - a. Communications from the Chairperson
 - b. Committee Reports
16. EXECUTIVE SESSION
17. ADJOURNMENT

Posted: July 23, 2015

UNAPPROVED MINUTES

KITTERY TOWN COUNCIL

May 11, 2015

COUNCIL CHAMBERS

1. Call to Order

Chairperson Thomson called the meeting to order at 7:00 P.M.

2. Introductory

Chairperson Thomson read the introductory.

3. Pledge of Allegiance

Chairperson Thomson led those present in the Pledge of Allegiance.

4. Roll Call

Answering the roll were Chairperson Jeffrey Thomson, Councilors Russell White, Frank Dennett, Chuck Denault, Judy Spiller, Jeffrey Pelletier and Ken Lemont.

5. Agenda Amendment and Adoption –

Chairperson Thomson stated that he would like to add Item 13Q to appoint Maryann Place as the acting town manager from May 26-28 in the manager's absence. He continued he would like to move Item 13M to be the first item heard under new business.

6. Town Manager's Report –

Town Manager Puff stated that the final report for the Pepperrell Cove wave study was now available online. She continued that the conclusion of the study was that it was not feasible.

Town Manager Puff noted that Sargent Corporation was continuing to work on the sewer extension project on Route 236 and would be completing three more days of nightwork.

Town Manager Puff indicated that WILSSA had been awarded a \$250,000 grant from the National Park Service. She continued that they were seeking an additional \$200,000 from state legislature.

Town Manager Puff noted that the Planning Board was about to begin review of a proposal for a four story Hampton Inn at the outlets.

Town Manager Puff stated they had received written correspondence that the owner of the 40 Old Post Road property was going to appeal the decision.

7. Acceptance of Previous Minutes –4/27/15 Special Meeting, 4/27/15 Regular Meeting

UNAPPROVED MINUTES

29 The Special Meeting Minutes of 4/27/15 were accepted as presented. The minutes of
30 4/27/15 Regular Meeting were accepted as amended.

31 8. Interviews for the Board of Appeals and Planning Board – None

32 9. All items involving the town attorney, town engineers, town employees or other town
33 consultants or requested officials – None

34 10. PUBLIC HEARINGS -

35 a. (050215-1) The Kittery Town Council moves to hold a public hearing to approve and
36 hereby ordains an ordinance entitled “Ordinance Approving Additional Local Funds for School
37 Budget for Fiscal Year 2015-2016”.

38 Chairperson Thomson noted this public hearing was advertised in the local media on May
39 1st.

40 Superintendent Hutton noted this was a formula used by the State and additional local
41 funds were needed to be able to provide the services.

42 Chairperson Thomson then opened the public hearing and no response being heard,
43 closed the public hearing.

44 **COUNCILOR WHITE MOVED THAT THE TOWN OF KITTERY HEREBY**
45 **ORDAINS IN ACCORDANCE WITH THE SEPARATE APPROVAL REQUIREMENT**
46 **OF TITLE 20-A, SECTION 15671-A(5)(B) THAT \$2,184,322.03 BE RAISED AND**
47 **APPROPRIATED IN ADDITIONAL LOCAL FUNDS, WHICH EXCEEDS THE**
48 **STATE’S ESSENTIAL PROGRAMS AND SERVICES ALLOCATION MODEL BY**
49 **\$1,923,958.98 AS REQUIRED TO FUND THE BUDGET RECOMMENDED BY THE**
50 **SCHOOL COMMITTEE, SECONDED BY COUNCILOR SPILLER.**

51 Councilor Dennett indicated that he would be voting against this issue.

52 **A ROLL CALL VOTE WAS TAKEN WITH COUNCILOR DENNETT**
53 **OPPOSED. MOTION PASSES 6/1.**

54 b. (050215-2) The Kittery Town Council moves to hold a public hearing to approve and
55 hereby ordains and ordinance entitled “Ordinance Approving School Budget for Fiscal Year
56 2015-2016”.

57 Chairperson Thomson noted this public hearing was advertised in the local media on May
58 1st. Chairperson Thomson then opened the public hearing.

UNAPPROVED MINUTES

Drew Fitch came to the podium and stated that he supported the school budget and thought that the school needed the funds to move forward.

Colin Matzo came to the podium and stated that he agreed with Mr. Fitch and hoped Council would support the budget. Chairperson Thomson then closed the public hearing.

COUNCILOR PELLETIER MOVED THAT THE KITTERY TOWN COUNCIL HEREBY ORDAINS PURSUANT TO TITLE 20-A, SECTIONS 1485 AND 15690, THAT THE FOLLOWING SCHOOL BUDGET ARTICLES BE ADOPTED AND APPROVED FOR FISCAL YEAR 2015-2016; FOR REGULAR INSTRUCTION \$6,145,815.14, FOR SPECIAL EDUCATION \$2,751,900.50, FOR CAREER AND TECHNICAL EDUCATION \$6,380.00, FOR OTHER INSTRUCTION \$314,852.54, FOR STUDENT AND STAFF SUPPORT \$1,597,277.16, FOR SCHOOL ADMINISTRATION \$520,657.57, FOR TRANSPORTATION AND BUSES \$540,373.19, FOR FACILITIES MAINTENANCE \$1,456,822.47 FOR DEBT SERVICE AND OTHER COMMITMENTS \$1,088,367.51 AND FOR ALL OTHER EXPENDITURES \$70,000, SECONDED BY COUNCILOR WHITE.

Councilor Dennett noted that he was opposed to this as well because it was overextending its expenditures. Chairperson Thomson noted that he had received a lot of emails from residents who indicated that they would be happy to pay more in tax money to fund the school but no one seemed to note that there were people in town for who that would create a hardship for. He continued that residents also seemed to believe that the schools have fallen behind but he thought that a lot of projects and had been completed to better the school district. Chairperson Thomson indicated that he wished that more residents would support an increase in the municipal budget as that would help the town as a whole.

A ROLL CALL VOTE WAS TAKEN WITH COUNCILOR DENNETT OPPOSED. MOTION PASSES 6/1.

c. (050215-3) The Kittery Town Council moves to hold a public hearing to approve and hereby ordains an ordinance entitled "Ordinance Approving Transfer of Year-End Balances to Dedicated Accounts".

Chairperson Thomson noted this public hearing was advertised in the local media on May 1st. Chairperson Thomson then opened the public hearing and no response being heard, closed the public hearing.

COUNCILOR PELLETIER MOVED THAT THE TOWN OF KITTERY HEREBY ORDAINS THAT \$352,894 BE TRANSFERRED FROM THE SCHOOL'S AUDITED 2013-2014 FISCAL YEAR UNDESIGNATED GENERAL FUND BALANCE, AND BE EXPENDED AS FOLLOWS, \$0 FOR THE SCHOOL MAINTENANCE DEDICATED ACCOUNT, \$150,000 FOR THE SCHOOL SPECIAL EDUCATION

UNAPPROVED MINUTES

**DEDICATED ACCOUNT, \$192,894.00 FOR THE UNFUNDED LIABILITIES
DEDICATED ACCOUNT, \$0 FOR THE SCHOOL TECHNOLOGY DEDICATED
ACCOUNT AND \$10,00 FOR THE SCHOOL CO/EXTRA CURRICULAR SUCCESS
DEDICATED ACCOUNT, SECONDED BY COUNCILOR DENAULT.**

**A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES
7/0.**

11. Discussion

a. Discussion by members of the public –

George Dow came to the podium and noted relative to Chairperson Thomson's comments that maybe the municipal budget should go in front of the voters like the school budget does.

Dan Poulin came to the podium and stated that he had been charged for two building permits and he did not understand why that had happened.

b. Response from Chairperson –

Chairperson Thomson responded to Mr. Dow that change would require a Charter Commission.

12. UNFINISHED BUSINESS

13. NEW BUSINESS

m. (050215-16) The Kittery Town Council moves to sign a resolution regarding Chapter 16.5 Building/Regulated Activity Permits relating to expired permits and renewal fees.

Chairperson Thomson indicated that this was a proposal by the Manager and staff to come up with a fair remedy to the issue. He continued that it would need to be a code change. Town Manager Puff stated that the ordinance omitted a renewal fee for a building permit and Council could resolve this issue by putting the fee into the code. She continued that it may be more appropriate to have an extension with a time limit. Chairperson Thomson read the resolution to address the issue. Councilor Dennett indicated the changes he thought needed to the resolution and thought that it would be better to come up with a proposal to clean the issue up. Chairperson Thomson stated that he thought a code amendment would be coming before Council quickly and had no issue moving forward at this point.

UNAPPROVED MINUTES

**CHAIRPERSON THOMSON MOVED TO SIGN A RESOLUTION REGARDING
CHAPTER 16,5 BUILDING/REGULATED ACTIVITY PERMITS RELATING TO
EXPIRED PERMITS AND RENEWAL FEES, SECONDED BY COUNCILOR WHITE.**

**A ROLL CALL VOTE WAS TAKEN WITH COUNCILOR DENNETT
OPPOSED. MOTION PASSES 6/1.**

a. Donations/gifts received for Council disposition -

(050215-4) The Kittery Town Council moves to accept a donation in the amount of
\$100 from Sharon McLaughlin for the Community Center and to deposit said funds in account
#2063-43600.

**COUNCILOR PELLETIER MOVED TO ACCEPT A DONATION IN THE
AMOUNT OF \$100 FROM SHARON MCLAUGHLIN FOR THE COMMUNITY
CENTER TO DEPOSIT SAID FUNDS IN ACCOUNT \$2063-43600, SECONDED BY
COUNCILOR DENAULT WITH ALL IN FAVOR. MOTION PASSES 7/0.**

b. (050215-5) The Kittery Town Council moves to approve a renewal application from
Sonmat, Inc., 7 Wallingford Square, Unit 102, Kittery for a Malt, Spirituous and Vinous Liquor
License for Anju Noodle Bar, 7 Wallingford Square, Unit 102.

c. (050215-6) The Kittery Town Council moves to approve a renewal application from
Badger's Island Pizza LLC, 30 Remicks Lane, Kittery for a Malt, Spirituous and Vinous Liquor
License for Badger's Island Pizza, 3 Island Ave.

d. (050215-7) The Kittery Town Council moves to approve a renewal application from
Stella's Sweet Café, 21 Chauncey Creek Road, Kittery Point for a Malt, Spirituous and Vinous
Liquor License for Stella's Sweet Café, 1 Government Street, Suite 3.

e. (050215-8) The Kittery Town Council moves to approve a renewal application from
Robert's Maine Grill, 326 Route 1, Kittery for a Malt, Spirituous and Vinous Liquor License for
Robert's Maine Grill, 326 Route 1.\

f. (050215-9) The Kittery Town Council moves to approve a renewal application from
WLH Management Corp., 149 Mendums Landing, Barrington, NH for a Malt, Spirituous and
Vinous Liquor License for Warren's Lobster House, 11 Water Street.

g. (050215-10) The Kittery Town Council moves to approve a renewal application from
Weathervane Seafoods, 31 Badgers's Island West, Kittery for a Malt, Spirituous and Vinous
Liquor License for Weathervane Seafoods, 31 Badger's Island West.

**COUNCILOR DENNETT MOVED TO APPROVE ITEMS 13B THROUGH G,
SECONDED BY COUNCILOR PELLETIER.**

UNAPPROVED MINUTES

157 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
158 **7/0.**

159 h. (050215-11) The Kittery Town Council moves to approve the disbursement warrants.

160 **CHAIRPERSON THOMSON MOVED TO APPROVE THE DISBURSEMENT**
161 **WARRANTS, SECONDED BY COUNCILOR PELLETIER WITH ALL IN FAVOR.**
162 **MOTION PASSES 7/0.**

163 i. (050215-12) The Kittery Town Council moves to authorize the Kittery Block Party
164 Committee to hang a banner across Rogers Road in front of the Community Center from June 8th
165 to June 22nd for the Kittery Block Party.

166 **COUNCILOR SPILLER MOVED TO AUTHORIZE THE KITTERY BLOCK**
167 **PARTY COMMITTEE TO HANG A BANNER ACROSS ROGERS ROAD IN FRONT**
168 **OF THE COMMUNITY CENTER FROM JUNE 8TH TO JUNE 22ND FOR THE**
169 **KITTERY BLOCK PARTY, SECONDED BY COUNCILOR WHITE.**

170 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
171 **7/0.**

172 j. (050215-13) The Kittery Town Council moves to schedule a public hearing for the FY
173 '16 Budget.

174 **COUNCILOR PELLETIER MOVED TO SCHEDULE A PUBLIC HEARING**
175 **FOR THE FY'16 BUDGET ON JUNE 8TH, SECONDED BY COUNCILOR WHITE.**

176 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
177 **7/0.**

178 k. (050215-14) The Kittery Town Council moves to schedule a public hearing to receive
179 comments on Town Meeting Articles 2 through 7 for the June 9th election.

180 **COUNCILOR SPILLER MOVED TO SCHEDULE A PUBLIC HEARING TO**
181 **RECEIVE COMMENTS ON TOWN MEETING ARTICLES 2 THROUGH 7 FOR THE**
182 **JUNE 9TH ELECTION ON JUNE 8TH, SECONDED BY COUNCILOR PELLETIER.**

183 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
184 **7/0.**

185 l. (050215-15) The Kittery Town Council moves to approve a request from Kittery/Eliot
186 VFW Memorial Post 9394 to hold the Memorial Day Parade and Ceremonies on Sat. May 23rd
187 beginning at 9:00 A.M. on Walker Street.

UNAPPROVED MINUTES

COUNCILOR SPILLER MOVED TO APPROVE A REQUEST FROM KITTERY/ELIOT VFW MEMORIAL POST 9394 TO HOLD THE MEMORIAL DAY PARADE AND CEREMONIES ON SAT. MAY 23RD BEGINNING AT 9:00 A.M. ON WALKER STREET, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

n. (050215-17) The Kittery Town Council moves to reconsider its vote on the ordainment of Title 4.2.3 Procedures F1 of the Kittery Town Code.

COUNCILOR DENNETT MOVED TO RECONSIDER IT VOTE ON THE ORDAINMENT OF TITLE 4.2.3 PROCEDURES F1 OF THE KITTERY TOWN CODE, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR.

A ROLL CALL VOTE WAS TAKEN ON THE ORIGINAL MOTION WITH AMENDMENTS WITH ALL IN FAVOR. MOTION PASSES 7/0.

o. (050215-18) The Kittery Town Council moves to schedule a public hearing pursuant to Section 6.11 (2) of the Town Charter to approve and ordain a 3-year waste handling agreement with EcoMaine.

COUNCILOR WHITE MOVED TO SCHEDULE A PUBLIC HEARING PURSUANT TO SECTION 6/11(2) OF THE TOWN CHARTER TO APPROVE AND ORDAIN A 3 YEAR WASTE HANDLING AGREEMENT WITH ECOMAINE ON MAY 27TH, SECONDED BY COUNCILOR PELLETIER WITH ALL IN FAVOR. MOTION PASSES 7/0.

p. (050215-19) The Kittery Town Council moves to authorize free Fort Foster passes for the crew and families of the USS Annapolis.

COUNCILOR SPILLER MOVED TO AUTHORIZE FREE FORT FOSTER PASSES FOR THE CREW AND FAMILIES OF THE USS ANNAPOLIS, SECONDED BY COUNCILOR DENAULT.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

q. The Kittery Town Council moves to appoint Maryann Place as acting Town Manager from May 26th through May 28th during the manager's absence.

UNAPPROVED MINUTES

219 **COUNCILOR PELLETIER MOVED TO APPOINT MARYANN PLACE AS**
220 **ACTING TOWN MANAGER FROM MAY 26TH THROUGH MAY 28TH DURING THE**
221 **MANAGER'S ABSENCE, SECONDED BY COUNCILOR WHITE.**

222 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
223 **7/0.**

224 14. COUNCILOR ISSUE OR COMMENT

225 Councilor Dennett indicated that the finance manager had done a great job recently
226 getting reimbursed by the State for expenses.

227 Councilor Denault stated that the previous Wednesday had been the boyscout merit badge
228 for community ceremony. He thanked the Town Manager for coming on such short notice and
229 stated that it was a great night.

230 15. COMMITTEE AND OTHER REPORTS

231 a. Communications from the Chairperson –

232 Chairperson Thomson noted that next Tuesday was the final free community lecture at
233 the KCC.

234 Chairperson Thomson indicated that the second meeting in May would be held on
235 Wednesday, May 27th due to the holiday.

236 b. Committee Reports –

237 Councilor Spiller noted that WILSSA had met the previous Saturday and had started to
238 develop a maintenance plan. She continued they would likely be bringing forward something to
239 Council in the near future.

240 16. EXECUTIVE SESSION – None

241 17. ADJOURNMENT

242 **COUNCILOR PELLETIER MOVED TO ADJOURN, SECONDED BY**
243 **COUNCILOR DENAULT WITH ALL IN FAVOR. MEETING ADJOURNED AT 8:07**
244 **P.M.**

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UNAPPROVED MINUTES

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UNAPPROVED MINUTES

KITTERY TOWN COUNCIL

May 27, 2015

COUNCIL CHAMBERS

1. Call to Order

Vice Chair White called the meeting to order at 7:00 P.M.

2. Introductory

Vice Chair White read the introductory.

3. Pledge of Allegiance

Vice Chair White led those present in the Pledge of Allegiance.

4. Roll Call

Answering the roll were Councilors Russell White, Frank Dennett, Chuck Denault, Judy Spiller, Jeffrey Pelletier and Ken Lemont.

5. Agenda Amendment and Adoption –

Vice Chair White stated he wanted to add a new item L under new business to postpone the 2016 Public Budget Meeting to a Special Meeting on June 15th.

6. Town Manager's Report –

Acting Town Manager Place read a letter from a resident commending the preschool program in Kittery.

7. Acceptance of Previous Minutes – None

8. Interviews for the Board of Appeals and Planning Board – None

9. All items involving the town attorney, town engineers, town employees or other town consultants or requested officials – None

10. PUBLIC HEARINGS -

a. (050315-1) The Kittery Town Council moves to hold a public hearing pursuant to Section 6.11(2) of the Town Charter to approve and ordain a 3 year waste handling agreement with EcoMaine.

UNAPPROVED MINUTES

Vice Chair White indicated that this public hearing was advertised as necessary in the local, printed media. Vice Chair White then opened the public hearing, and no response being heard closed the public hearing.¹

COUNCILOR DENNETT MOVED TO APPROVE AND ORDAIN A THREE YEAR WASTE HANDLING AGREEMENT WITH ECOMAINE, SECONDED BY COUNCILOR PELLETIER.

Councilor Dennett stated that the changes to the agreement were only received that day and did not have enough time to review them.

COUNCILOR DENNETT MOVED TO POSTPONE ACTION ON THIS ITEM UNTIL JUNE 8, SECONDED BY COUNCILOR SPILLER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

b. (050315-2) The Kittery Town Council moves to hold a public hearing on an application from Michael Prete, 35 Sampson Road, Rochester, NH for a Victualer's License for Blind Pig Provisions, LLC, 2 Badgers Island West.

Vice Chair White indicated that this public hearing was advertised as necessary in the local, printed media. Vice Chair White then opened the public hearing, and no response being heard closed the public hearing.

COUNCILOR DENNETT MOVED TO APPROVE AN APPLICATION FROM MICHAEL PRETE, 35 SAMPSON ROAD, ROCHESTER, NH FOR A VICTUALER'S LICENSE FOR BLIND PIG PROVISIONS, LLC, 2 BADGERS ISLAND WEST, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

c. (050315-3) The Kittery Town Council moves to hold a public hearing on an application from Kate's Bakery and Café, LLC, 1 Badgers Island West, Kittery, ME for a Victualer's License for Kate's Bakery and Café, 1 Badgers Island West.

Vice Chair White indicated that this public hearing was advertised as necessary in the local, printed media. Vice Chair White then opened the public hearing, and no response being heard closed the public hearing.

COUNCILOR SPILLER MOVED TO APPROVE AN APPLICATION FROM KATE'S BAKERY AND CAFÉ, LLC, 1 BADGERS ISLAND WEST, KITTERY, ME

¹ Chairperson Thomson arrived at 7:38 PM

UNAPPROVED MINUTES

FOR A VICTUALER'S LICENSE FOR KATE'S BAKERY AND CAFÉ, 1 BADGERS ISLAND WEST, SECONDED BY COUNCILOR DENAULT.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSESS 6/0.

d. (050315-4) The Kittery Town Council moves to hold a public hearing on a renewal application of Capital Video Corporation, 44 Bedson Road, Cranston, RI for a Viewing Booths License for Amazing.net, 92 Route 236.

Vice Chair White indicated that this public hearing was advertised as necessary in the local, printed media. Vice Chair White then opened the public hearing, and no response being heard closed the public hearing.

COUNCILOR PELLETIER MOVED TO APPROVE A RENEWAL APPLICATION OF CAPITAL VIDEO CORPORATION, 44 BEDSON ROAD, CRANSTON, RI FOR A VIEWING BOOTHS LICENSE FOR AMAZING.NET, 92 ROUTE 236, SECONDED BY COUNCILOR SPILLER.

Councilor Denault stated that there were ongoing problems on the premises and would be voting no on this item. Vice Chair White stated that he would like to hear from the police department on the issues going on. Councilor Dennett noted they could postpone action as long as the license did not expire in the meantime. Vice Chair White stated they would hold off on acting on this item until later in the meeting to get clarification as to when the license expired.

11. Discussion

a. Discussion by members of the public –

Vice Chair White read a letter received from Jessie Bennett relative to problems going on at Rogers Park. It was noted that people were bringing their animals to the park and letting them run off leash and not picking up after them. Ms. Bennett asked that the Park ban dogs or set a specific timeframe as to when they were allowed in the park. Councilor Dennett responded that he would like to hear from the Parks Commission on this matter.

b. Response from Chairperson –

12. UNFINISHED BUSINESS - None

13. NEW BUSINESS

a. Donations/gifts received for Council disposition - None

UNAPPROVED MINUTES

88 b. (050315-5) The Kittery Town Council moves to authorize the location of a sign
89 inside the public right-of-way at 22 Route 236, as described in the April 13, 2015 proposal
90 prepared by PTE Precision Machine.

91 **COUNCILOR PELLETIER MOVED TO AUTHORIZE THE LOCATION OF A**
92 **SIGN INSIDE THE PUBLIC RIGHT OF WAY AT 22 ROUTE 236, AS DESCRIBED IN**
93 **THE APRIL 13, 2015 PROPOSAL PREPARED BY PATENT TOOL & ENGINEERING,**
94 **INC. D/B/A PTE PRECISION MACHINING, CONDITIONED ON COMPLIANCE**
95 **WITH ALL ASPECTS OF TOWN CODE AND THAT THE SIGN BE NO CLOSER**
96 **THAN 40 FEET FROM THE CENTER LINE OF ROUTE 236, SECONDED BY**
97 **COUNCILOR DENAULT.**

98 Councilor Dennett stated his issues with this item and noted that he thought this might
99 want to be postponed until those were ironed out.

100 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES**
101 **6/0.**

102 10 d. (continued from above)

103 Acting Town Manager Place noted that the license would expire on June 9th.

104 **COUNCILOR DENNETT MOVED TO POSTPONE ACTION ON THIS ITEM**
105 **UNTIL JUNE 8TH, SECONDED BY COUNCILOR DENAULT.**

106 **A ROLL CALL VOTE WAS TAKEN WITH COUNCILOR LEMONT OPPOSED.**
107 **MOTION PASSES 6/1.**

108 c. (050315-6) The Kittery Town Council moves to approve a one day extension of the
109 premise on the current liquor license for the Black Birch, from 9 AM – 10 PM for the Kittery
110 Block Party on June 20, 2015.

111 **COUNCILOR SPILLER MOVED TO APPROVE A ONE DAY EXTENSION OF**
112 **THE PREMISE ON THE CURRENT LIQUOR LICENSE FOR THE BLACK BIRCH,**
113 **FROM 9 AM – 10 PM FOR THE KITTERY BLOCK PARTY, SECONDED BY**
114 **COUNCILOR PELLETIER.**

115 **A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION**
116 **PASSES 7/0.**

117 d. (050315-7) The Kittery Town Council moves to approve a renewal application from
118 Suzanne's Village Café & Bistro, LLC, 373 Southside, York. ME for a Malt, Spirituous and
119 Vinous Liquor License for Misto!, 436 Route 1.

UNAPPROVED MINUTES

COUNCILOR SPILLER MOVED TO APPROVE A RENEWAL APPLICATION FROM SUZANNE'S VILLAGE CAFÉ AND BISTRO, LLC, 373 SOUTHSIDE, YORK, ME FOR A MALT, SPIRITUOUS AND VINOUS LIQUOR LICENSE FOR MISTO!, 436 ROUTE 1, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

e. (050315-8) The Kittery Town Council moves to approve the annual renewal list for Victualers licenses.

COUNCILOR SPILLER MOVED TO APPROVE THE ANNUAL RENEWAL LIST FOR VICTUALER'S LICENSES, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

f. (050315-9) The Kittery Town Council moves to approve the annual renewal list for the Amusement Devices licenses.

COUNCILOR PELLETIER MOVED TO APPROVE THE ANNUAL RENEWAL LIST FOR AMUSEMENT DEVICE LICENSES, SECONDED BY COUNCILOR SPILLER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

g. (050315-10) The Kittery Town Council moves to approve the disbursement warrants.

CHAIRPERSON THOMSON MOVED TO APPROVE THE DISBURSEMENT WARRANTS, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

h. (050315-11) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Kittery Community Center Board of Directors, to interview Jean Lincoln for her re-appointment to that board until 5/30/18.

CHAIRPERSON THOMSON MOVED TO REAPPOINT JEAN LINCOLN TO THE KITTERY COMMUNITY CENTER BOARD OF DIRECTORS FOR A TERM ENDING 5/30/18, WITHOUT THE BENEFIT OF AN INTERVIEW, SECONDED BY COUNCILOR DENAULT.

UNAPPROVED MINUTES

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

i. (050315-12) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Educational Scholarship Selection Committee, to interview George Dow for appointment to that board until 2/8/18.

COUNCILOR DENNETT MOVED TO APPOINT COUNCILOR LEMONT TO MEET WITH THE CHAIR OF THE EDUCATIONAL SCHOLARSHIP SELECTION COMMITTEE, TO INTERVIEW GEORGE DOW FOR APPOINTMENT TO THAT BOARD UNTIL 2/8/18, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

j. (050315-13) The Kittery Town Council moves to appoint Peter Whitman to the Port Authority until 8/31/18 to fill the unexpired term of Dan Arbo.

COUNCILOR WHITE MOVED TO APPOINT PETER WHITMAN TO THE PORT AUTHORITY UNTIL 8/31/18 TO FILL THE UNEXPIRED TERM OF DAN ARBO, SECONDED BY COUNCILOR DENAULT.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

k. (050315-14) The Kittery Town Council moves to appoint a councilor to the Kittery Community Center Board of Directors until 3/26/18 to fill the unexpired term of Jeff Thomson.

COUNCILOR SPILLER MOVED TO REAPPOINT JEFF THOMSON TO THE KITTERY COMMUNITY CENTER BOARD OF DIRECTORS UNTIL 3/26/18, WITHOUT THE BENEFIT OF AN INTERVIEW, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

l. The Kittery Town Council moves to postpone the FY '16 Budget Public Hearing until a Special Meeting on June 15th at 7:00 P.M.

COUNCILOR SPILLER MOVED TO POSTPONE THE FY'16 BUDGET PUBLIC HEARING UNTIL A SPECIAL MEETING ON JUNE 15TH AT 7:00 P.M., SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 7/0.

UNAPPROVED MINUTES

14. COUNCILOR ISSUE OR COMMENT

Councilor Dennett indicated that the records in the Planning Department were not in good order and hoped they would start to keep them in better shape.

Councilor Denault stated that he and Councilor Lemont had attended the Boy Scouts Alumni Meeting at the Lions Club earlier that day. He continued that he was disappointed that the Portsmouth Herald did not run an article it as he had requested.

Councilor Lemont noted that property taxes were due on May 31st which was a Sunday. He asked if people paid the following Monday if any late fees or interest would be accrued. The Board indicated that they would not.

15. COMMITTEE AND OTHER REPORTS

a. Communications from the Chairperson –

Chairperson Thomson stated they had received a letter from Comcast which included a check for the franchise fee.

b. Committee Reports –

Chairperson Thomson noted at the last KCC meeting, they had voted unanimously to begin work on a three year contract for a community garden.

Councilor Spiller stated relative to the Wood Island Committee, that they had met with WILSSA. She continued there was a maritime heritage grant for which they would need a maintenance plan. Councilor Spiller stated that WILSSA had presented a plan but that Wood Island thought it was not the time for that and they were proposing to develop a maintenance plan with the Town Manager. Councilor Dennett noted that he was opposed to any town funds going towards this project. Councilor Spiller responded that any plan would have to come before Council to be acted on.

16. EXECUTIVE SESSION – None

17. ADJOURNMENT

**COUNCILOR PELLETIER MOVED TO ADJOURN, SECONDED BY
COUNCILOR WHITE WITH ALL IN FAVOR. MEETING ADJOURNED AT 8:07 P.M.**

UNAPPROVED MINUTES

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WILSSA Compromise Direction

WILSSA offers to compromise on timing of concession agreement completion and is willing to make concession agreement contingent on completion of exterior repairs.

Preservation covenant needs to be approved by Council soon. August 10 target date. WILSSA paying for maintenance of Station relates to concession agreement.

Put off finalizing a concession agreement until fall and make it contingent on completion of the exterior repairs. Need agreement soon (August 10) on that compromise direction.

A mutually agreeable concession agreement needs to be in place before work begins next spring – create a deadline this fall for that document (which will need to be approved by Council and Park Service) - that won't take effect until after the clean up and exterior repairs are completed.

We all need to have the answer before we begin to the question of what will happen to Wood Island Station after the clean up and exterior repairs are completed.

WILSSA wishes permission to fully restore Station and open it to the public at no cost to Kittery. We believe there is exceptionally strong public support for that plan. But the preservation covenant must be addressed now and the concession agreement can come later and can be contingent on WILSSA's performance of the repairs after the clean up.

Please present this compromise offer to Kittery Town Council.

2015 TENTATIVE AGENDA ITEMS

August 10, 2015 – 6:15 pm Workshop with Rice Library to address misinformation concerning the library, an update from the Manager's committee and comments from School Street and Dion Ave

- Disbursement warrants
- York River Presentation

August 24, 2015

- Disbursement warrants
- Public Hearing - Transfers between accounts & carryforwards

Joint workshop with Planning Board to discuss proposed code amendments – May 4th and October 5th?